



CITY OF FREDERICKSBURG, VIRGINIA

CITY COUNCIL

# AGENDA

Council Chambers, 715 Princess Anne Street  
Fredericksburg, Virginia 22401

HON. THOMAS J. TOMZAK, MAYOR  
HON. MARY KATHERINE GREENLAW, VICE-MAYOR  
HON. KERRY P. DEVINE, AT-LARGE  
HON. BRADFORD C. ELLIS, WARD ONE  
HON. GEORGE C. SOLLEY, WARD TWO  
HON. FREDERIC N. HOWE, III, WARD THREE  
HON. BEATRICE ROSE PAOLUCCI, WARD FOUR

July 12, 2011

7:30 p.m.

Mayor Thomas J. Tomzak, Presiding

1. **Call to Order**

2. **Invocation**

Councilor Frederic N. Howe, III

3. **Pledge of Allegiance**

4. **Presentation**

A. Thank you letter to Doris Buffett - Mayor Tomzak [LINK](#)

5. **Comments from the Public**

City Council provides this opportunity each regular meeting for comments from citizens who have signed up to speak before the start of the meeting. To be fair to everyone, please observe the five-minute time limit and yield the floor when the Clerk of Council indicates that your time has expired. Decorum in the Council Chambers will be maintained. Comments that are not relevant to City business and disruptive are inappropriate and out of order.

6. **Public Hearings**

A. Proposed Regional Water Supply Plan – Pursuit to the State Water Control Board's regulation 9 VAC 25-780, Local and Regional Water Supply Planning (no Council action scheduled) [LINK](#)

B. Ordinance 11-\_\_, First Read, Addressing the Issue of Out-Of-Scale Houses in the R-4 and R-8 Zoning Districts; Removing the Requirement for Off-Street Parking for New Residences on Infill Lots; Expanding the Uses Permitted by Special Use Permit in the R-4 and R-8 Zoning Districts; and Amending the Definition of Building Height for Buildings in the 100-Year Floodplain; by Amending City Code Chapter 78, "Zoning, Planning and Development," Article III, "Zoning," Sections 78-1, 78-112, 78-242, 78-245, 78-273 and 78-276 [LINK](#)

C. Ordinance 11-\_\_, First Read, Creating the Lafayette Boulevard Gateway Corridor Overlay Zoning District, by Amending City Code Chapter 78, "Zoning, Planning and Development," Article III, "Zoning," Adding a New Division 27.2, "Lafayette Boulevard Gateway Corridor Overlay District" [LINK](#)

D. Resolution 11-\_\_, Granting a Special Use Permit to Johnson Development Associates, Inc. (The Haven) in Order to Construct 100 Single-Family Residential Units Located off Gordon Shelton Blvd Directly Adjacent to The Haven, Phase 1 Within Celebrate Virginia South Development Area [LINK](#)

**POSTPONED**

- E. Resolution 11-\_\_\_, Granting a Special Use Permit to Fredericksburg 35 LLC, to Construct a Light Automobile Service Establishment in Conjunction with an Office and Related Office Services on Property Located at 2871 Plank Road [LINK](#)
- F. Resolution 11-\_\_\_, Renewing the Special Use Permit Granted in 2009 to Rappahannock Refuge, Inc, d/b/a Hope House, to Establish a Transitional House for Homeless Women and Children at 900 Lafayette Boulevard [LINK](#)
- G. Ordinance 11-\_\_\_, First Read, Providing for the Issuance of a Promissory Note in the Amount of \$725,000 to the Economic Development Authority of Fredericksburg, to Finance a Portion of the Purchase of Real Estate at 609 Sophia Street for the Expansion of the Riverfront Park [LINK](#)

## **7. Council Agenda**

## **8. Consent Agenda**

- A. Resolution 11-\_\_\_, Second Read, Amending the Fiscal Year 2012 Budget by Appropriating \$200,000 in Grant Funds for the Rappahannock Criminal Justice Academy [LINK](#)
- B. Resolution 11-\_\_\_, Amending the Fiscal Year 2012 Budget by Appropriating \$8,089 in Grant Funds for the Rappahannock Area Office on Youth [LINK](#)
- C. Resolution 11-\_\_\_, Amending the Fiscal Year 2012 Budget by Appropriating a Total of \$3,586 in the Public Works Capital Fund for Improvements in the Villas of Snowden [LINK](#)
- D. Appointing Robert T. Eckstrom as Assistant City Attorney [LINK](#)
- E. Transmitting the Resolution Authorizing the Purchase of Real Property at 609 Sophia Street for the Expansion of the Riverfront Park (for review purposes only) [LINK](#)
- F. Transmittal of Boards and Commissions Minutes
  - Board of Social Services – May 13, 2011 [LINK](#)
  - Recreation Commission – May 19, 2011 [LINK](#)

## **9. Council Minutes**

- A. Public Hearing – June 14, 2011 [LINK](#)
- B. Regular Session – June 14, 2011 [LINK](#)

## **10. Boards and Commissions**

- A. Request for Appointment to the Germanna Community College Board [LINK](#)
- B. Request for Appointment to the Rappahannock Area Alcohol Safety Action Program – Keri Gusmann [LINK](#)

- C. Appointments to the Recreation Commission – Timothy Duffy and Derrick Tepaske [LINK](#)
- D. Reappointment to Social Services Board – Florence Bailey [LINK](#)
- E. Appointments to the Wetlands Board – Anthony Jenkins, Thomas Hasting and Kelly Proctor [LINK](#)

#### **11. City Manager Agenda**

- A. Resolution, 11-\_\_\_, Appointing Advisory Committee Members for Development of the New Unified Development Ordinance [LINK](#)
- B. Resolution 11-\_\_\_, First Read, Amending the Fiscal Year 2012 Budget by Appropriating \$925,000 in the Public Works Capital Fund for the Purchase of 609 Sophia Street [LINK](#)
- C. Resolution 11-\_\_\_, Authorizing the City Manager To Execute A Performance Agreement With AAA Mid-Atlantic, Inc. for Tax Incentives in the Celebrate Virginia South/Central Park Tourism Zone [LINK](#)
- D. Resolution 11-\_\_\_, Authorizing the City Manager to Execute a Performance Agreement with Buttermilk and Olde Lace, LLC and the Fredericksburg Economic Development Authority, for Tax Incentives in the Downtown/Princess Anne Street Tourism Zone [LINK](#)
- E. Resolution 11-\_\_\_, Awarding a Contract for General Property Re-Assessment Services to Pearson's Appraisal Company [LINK](#)
- F. Resolution, 11-\_\_\_, Awarding of Contract for Fiscal Year 2012 Asphalt and Concrete Rehabilitation Program [LINK](#)
- G. City Manager Report [LINK](#)
- H. Calendar [LINK](#)

#### **12. Closed Session**

- A. Closed Session Under the Virginia Freedom of Information Act, VA Code §2.2-3711(A)(7) consultation with legal counsel and briefings by staff members or consultants pertaining to actual litigation to discuss the case of *Calvary Christian Church v. City of Fredericksburg*. [LINK](#)
- B. Resolution 11-\_\_\_, Approving Certification of Closed Meeting

#### **13. Adjournment**